

Introduced by Senator Campbell

April 14, 2005

Senate Concurrent Resolution No. 42—Relative to the California Law Revision Commission.

LEGISLATIVE COUNSEL'S DIGEST

SCR 42, as introduced, Campbell. California Law Revision Commission: studies.

Under existing law, the California Law Revision Commission is required to study, and is limited to studying, those topics approved for its study by concurrent resolution of the Legislature.

This measure would authorize as a new topic for study by the commission a comprehensive review of provisions of the Probate Code relating to no contest clauses, with the objective of determining whether those provisions should be repealed and alternative provisions substituted, as specified.

Fiscal committee: yes.

1 WHEREAS, The California Law Revision Commission is
2 authorized to study topics approved for study by concurrent
3 resolution of the Legislature; now, therefore, be it
4 *Resolved by the Senate of the State of California, the Assembly*
5 *thereof concurring*, That the Legislature approves for study by
6 the California Law Revision Commission the topic listed below:
7 (1) A comprehensive review of the provisions of the Probate
8 Code relating to no contest clauses, with the objective of
9 determining whether those provisions should be repealed and
10 alternative provisions awarding attorney's fees and costs
11 substituted, if certain conditions are satisfied; and be it further

- 1 *Resolved*, That the Secretary of the Senate transmit a copy of
- 2 this resolution to the California Law Revision Commission.

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